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6 | Attorneys for Plaintiffs

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UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
(SAN FRANCISCO HEADQUARTERS)

12 GIL CROSTHWAITE, et al. as Trustees of the  
13 OPERATING ENGINEERS HEALTH AND  
WELFARE TRUST FUND FOR NORTHERN  
14 CALIFORNIA, et al.,

15 Plaintiffs,

16 | V.

17 DUN ENGINEERING SERVICES, INC., and  
MARK THOMAS JONES.

18 Defendants

Case No.: C07-4995 CRB

## **NOTICE OF VOLUNTARY DISMISSAL**

21 PLEASE TAKE NOTICE that pursuant to F.R.C.P., Rule 41(a)(1), plaintiffs GIL  
22 CROSTHWAITE, et al. as Trustees of the OPERATING ENGINEERS HEALTH AND  
23 WELFARE TRUST FUND FOR NORTHERN CALIFORNIA et al., voluntarily dismiss their  
24 claim against defendants DUN ENGINEERING SERVICES, INC., and MARK THOMAS  
25 JONES. Defendants have neither served an answer nor moved for summary judgment,

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**NOTICE OF VOLUNTARY DISMISSAL  
CASE NO.: C07-4995 CRB**

1 and plaintiffs have not previously filed or dismissed any similar action against defendant.

2 Dated: February 19, 2008

SALTZMAN & JOHNSON  
LAW CORPORATION

4 By: \_\_\_\_\_/S/  
5 Muriel B. Kaplan  
6 Attorneys for Plaintiffs  
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8 **IT IS SO ORDERED:**

9 Date: \_\_\_\_\_

10 UNITED STATES DISTRICT COURT JUDGE  
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**NOTICE OF VOLUNTARY DISMISSAL  
CASE NO.: C07-4995 CRB**

1                           **PROOF OF SERVICE**  
2                           **CASE NO.: C07-1857 JCS**

3                           I, the undersigned, declare:

4                           I am employed in the County of San Francisco, State of California. I am over the age of  
5                           eighteen and not a party to this action. My business address is 120 Howard Street, Suite 520, San  
6                           Francisco, California 94105

7                           On February 19, 2008, I served the foregoing document(s) on the parties to this action,  
8                           addressed as follows, in the manner described below:

9                           **NOTICE OF VOLUNTARY DISMISSAL**

- 10                           **MAIL**, being familiar with the practice of this office for the collection and the processing  
11                          of correspondence for mailing with the United States Postal Service, and deposited in the  
12                          United States Mail copies of the same to the business addresses set forth below, in a sealed  
13                          envelope fully prepared.
- 14                           **FACSIMILE** be causing said document(s) to be transmitted by Facsimile machine to the  
15                          number indicated after the address(es) set forth below.
- 16                           **UPS** for delivery the following business day by placing same for collection by UPS to the  
17                          business addresses set forth below.
- 18                           **PERSONAL DELIVERY** by placing said document(s) in a sealed envelope and causing  
19                          it to be personally delivered to the address(es) set forth below.
- 20                           **ELECTRONICALLY** be causing said document(s) to be transmitted by Email to the  
21                          address(es) set forth below.

22                          *Addressed to:*

23                          **William Hancock, Esq.**  
24                          **575 E. Locust Ave., Suite 203**  
25                          **Fresno, CA 93720**

26                          I declare under penalty of perjury that the foregoing is true and correct and that this  
27                          declaration was executed on this 19<sup>th</sup> day of February, 2008, at San Francisco, California.

28                          \_\_\_\_\_  
29                          /S/  
30                          Andrea Gonzalez